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SHERYL A. STRAIN
CHAPTER 7 TRUSTEE
1875 E. ALLUVIAL AVE., #101
FRESNO, CA 93720
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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

In the Matter of:) Case No.: 09-60064-A-7
)
JAMES R. RABAGO and) DC No. SAS-004
)
NATALIE L. RABAGO) MOTION FOR AUTHORIZATION TO
) SELL PERSONAL PROPERTY
) 11 U.S.C. §363
)
) Date: October 6, 2010
) Time: 9:00 a.m.
) Dept: A
Debtors) Judge: Honorable Whitney Rimel
)
)

TO THE HONORABLE WHITNEY RIMEL UNITED STATES BANKRUPTCY
JUDGE:

Sheryl A. Strain respectfully represents:

1. She is the duly appointed, qualified, and acting Trustee of the above-entitled estate.
2. The above-captioned case was filed under Chapter 7 on or about October 19, 2009, and Sheryl A. Strain was appointed Chapter 7 Trustee.
3. This Court has jurisdiction over this proceeding by virtue of 28 U.S.C. §1334(a). This a “core” proceeding pursuant to 28 U.S.C. §157(b)(2)(A). This motion is brought pursuant to 11 U.S.C. §363.

4. Among the assets of this estate is farm equipment (“equipment”), specifically a Sprayer and boom, and Angle Blade with an approximate fair market value of Nine Hundred and Fifty Dollars (\$950.00).

5. The debtors' schedules did not list the equipment.

6. The Trustee has received an offer from Danny Peterson, to purchase the Sprayer and boom, and Angle Blade for the total sum of \$950.00 cash. The total sum of \$950.00 has been received by the estate.

7. In deciding to accept the proposed offer, the Trustee took into consideration the fair market value of the equipment and the costs associated with taking possession of, storing, and selling the equipment at auction. The Trustee does not believe that the estate would net a higher amount by selling the equipment at auction.

8. The Trustee believes that sale of the above-described property on the terms set forth above is in the best interest of the creditors of this estate and all parties in interest.

WHEREFORE, the Trustee prays that after appropriate notice and opportunity to be heard, she be authorized to sell the above-described asset to Danny Peterson, for the total sum of \$950.00.

Dated: September 8, 2010

/s/
Sheryl A. Strain
Chapter 7 Trustee